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VPS, LLC (dba VIRTUAL PHOTO STORE, LLC)

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
OAKLAND DIVISION

SMUGMUG, INC.,  
Plaintiff,

vs.

VIRTUAL PHOTO STORE, LLC (dba  
VPS, LLC)

Defendant.

Case No. 09-CV-02255 CW

District Judge Claudia Wilken

**STIPULATED REQUEST FOR  
ORDER CHANGING TIME**

Plaintiff Smugmug, Inc. ("Smugmug") and Defendant VPS, LLC (d/b/a Virtual Photo Store, LLC) ("VPS") hereby submit the following stipulated request for an order changing time under Local Rule L.R. 6-2, requesting that the Court reschedule the deadlines set forth below.

1. On August 27, 2009, this Court entered a stipulated request for an order changing time (Dkt. 36), which scheduled a Case Management Conference for

**Stipulated Request for Order Changing Time**  
**Case No. 09-cv-02255 CW**

1 October 20, 2009. That order further required the submission of a joint Case  
2 Management Statement on October 13, 2009.

3 2. On June 11, 2009, Defendant VPS timely filed a Motion to Dismiss  
4 based upon an alleged lack of personal jurisdiction.

5 3. The August 27, 2009 Order further set deadlines for SmugMug to file a  
6 supplemental opposition brief to the VPS motion to dismiss (September 14, 2009) and  
7 for VPS to file a supplemental reply brief (September 21, 2009). Dkt. 36. The parties  
8 filed their supplemental briefs according to the schedule set by the Court.

9 4. The motion to dismiss has now been fully briefed and the Court has not  
10 yet ruled on the motion.

11 5. The Parties request that the Court reschedule the Case Management  
12 Conference to allow sufficient time for the Court to consider and rule on pending  
13 motions.

6. Accordingly, the parties request that the following case deadlines be rescheduled by the Court, as indicated below:

Event	Current Deadline	Revised Deadline
Case Management Statement	October 13, 2009	7 days before Case Management Conference
Case Management Conference	October 20, 2009	on or after November 17, 2009

Date: October 8, 2009

Respectfully submitted,

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Counsel for Defendant  
*VPS, LLC (dba VIRTUAL PHOTO  
 STORE, LLC)*

PURSUANT TO STIPULATION, THE COURT ORDERS THE  
FOLLOWING REVISED SCHEDULE:

Event	Revised Deadline
Case Management Statement	7 days before Case Management Conference
Case Management Conference	November 17, 2009

IT IS SO ORDERED.

10/13  
Dated: \_\_\_\_\_, 2009

  
\_\_\_\_\_  
District Judge Claudia Wilken